

PATENT & TRADEMARK OFFICE  
AUG 01 2008 16:56 FAX 617 951 7050

**FOR UTILITY/DESIGN  
CIP/PCT NATIONAL/PLANT  
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL  
DECLARATIONS**

**RULE 63 (37 C.F.R. 1:  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PM & S  
FORM**

I, the below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED INDOLYL-3-GLYOXYLIC ACID DERIVATIVES HAVING THERAPEUTICALLY VALUABLE PROPERTIES

the specification of which (CHECK applicable BOX(ES))  
 A.  is attached hereto.  
**BOX(ES)** → B.  was filed on January 27, 2000 as U.S. Application No. \_\_\_\_\_ /  
 → C.  was filed as PCT International Application No. PCT/ \_\_\_\_\_ on \_\_\_\_\_  
 and (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, (listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

**PRIOR FOREIGN APPLICATION(S)**

<u>Number</u>	<u>Country</u>	<u>Date/Month/Year Filed</u>	<u>Date First Laid-open or Published</u>	<u>Date Patented or Granted</u>	<u>Priority NOT Claimed</u>
19814838.0	GERMANY	2 April 1998			
19946301.8	GERMANY	September 28, 1999			

**NO prior foreign applications, X Box at bottom and continue on attached page.**

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT International applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT International filing date of this application:

**PRIOR U.S. PROVISIONAL, NONPROVISIONAL, AND/OR PCT APPLICATION(S)**

<u>Application No. (series code/serial no.)</u>	<u>Date/Month/Year Filed</u>	<u>Status</u>	<u>Priority NOT Claimed</u>
09/265058	2 April 1998	Pending, abandoned, patented Pending	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 101 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Madison & Gutro LLP, Intellectual Property Group, 1100 New York Avenue, N.W., Ninth Floor, East Tower, Washington, D.C. 20004-3918, telephone number (202) 361-3000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from me and communicate directly with the person/designee/attorney/firm/organization who/which first sends/enters this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or a below attorney in writing to the contrary.

Paul N. Kokkila	16773	Dale S. Lazar	28872	Mark G. Paulson	30783	Michael R. Dworczyk	36787
Raymond F. Lippitt	17519	Paul E. White, Jr.	32011	Stephen C. Glazier	31381	W. Patrick Bengtsson	32458
G. Lloyd Knight	17698	Glenn J. Perry	28458	Paul F. McQuade	31542	Jack S. Banffie	37087
Carl G. Love	18781	Kendrew H. Cotton	30366	Ruth N. Morduch	31044	Adam R. Hess	41835
Kevin E. Joyce	20508	G. Paul Edgett	24238	Richard H. Zalben	27248		
George M. Shilla	18221	Lynn E. Eccleston	35861	Roger R. Wise	31204		
Donald J. Bird	25323	Timothy J. Klima	34882	Jay M. Finkelstein	21062		
Peter W. Gowday	25872	David A. Jaspopin	32995	Anita M. Kirkpatrick	32617		

(1) INVENTOR'S SIGNATURE: *D. J. Dickel*

Date: *Feb. 16, 2000*

Residence	Möhlthal	First	Middle Initial	NICKEL	Family Name
					GERMANY
Post Office Address	Alleestrasse 35, D-64387 Möhlthal, Germany				Country of Citizenship
(Include Zip Code)					

(2) INVENTOR'S SIGNATURE: *G. Bacher*

Date: *Feb. 16, 2000*

Residence	Heidelberg	First	Middle Initial	BACHER	Family Name
					GERMANY
Post Office Address	Sophienstrasse 7, D-69115 Heidelberg, Germany				Country of Citizenship
(Include Zip Code)					

FOR ADDITIONAL INVENTORS, "X" box  and proceed on the attached page to list each additional inventor.



FOR UTILITY/DESIGN  
CIP/PCT NATIONAL/PLANT  
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL  
DECLARATIONS

ROPE'S GRAY

011/014

RULE 63 (37 C.F.R. 1:  
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PRIOR FOREIGN APPLICATION(S)

Number	Country	Day/Month/Year Filed	Date first Filed Open or Published	Date Patented or Granted	Priority NOT Claimed
19814838.0	GERMANY	2 April 1998			
19946301.8	GERMANY	September 28, 1999			

If more prior foreign applications, X box at bottom and continue on attached page.

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PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)

Application No. (series code/serial no.)	Day/Month/Year Filed	Status	Priority NOT Claimed
09/285058	2 April 1999	Pending, abandoned, patented Pending	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Madison & Sutro LLP, Intellectual Property Group, 1100 New York Avenue, N.W., Ninth Floor, East Tower, Washington, D.C. 20005-3818, telephone number (202) 881-3000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sends/enters this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or a below attorney in writing to the contrary.

Paul N. Kokitis	16773	Dale S. Lazer	28872	Mark G. Paulson	30783	Michael R. Dworczyk	38787
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G. Lloyd Knight	17888	Glenn J. Perry	28458	Paul F. McQuade	31542	Jack S. Banftka	37087
Carl G. Love	18781	Kendrew H. Colton	30368	Ruth N. Morduch	31044	Adam R. Hess	41836
Kevin E. Joyce	20508	G. Paul Edgell	24238	Richard H. Zallen	27248		
George M. Siriba	18221	Lynn E. Eccleston	35851	Roger R. Wiss	31204		
Donald J. Bird	25323	Timothy J. Klima	34852	Jay M. Finkelstein	21082		
Peter W. Gowday	25872	David A. Jacobin	32985	Anita M. Kirkpatrick	32617		

(1) INVENTOR'S SIGNATURE:

*D. L. Lazer*

Date: Feb. 16, 2000

First	Middle Initial	Family Name
Residence	Germany	Germany
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Alleeestrasse 35, D-64387 Mühlthal, Germany	

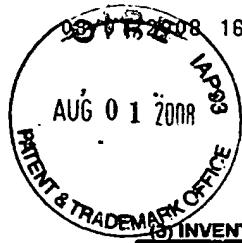
(2) INVENTOR'S SIGNATURE:

*G. F. McQuade*

Date: Feb. 16, 2000

First	Middle Initial	Family Name
Residence	Germany	Germany
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Sophienstrasse 7, D-69115 Heidelberg, Germany	

FOR ADDITIONAL INVENTORS, "X" box  and proceed on the attached page to list each additional inventor.



08/01/2008 16:56 FAX 617 951 7050

ROPES GRAY

012/014

## DECLARATION AND POWER OF ATTORNEY

(continued)

## ADDITIONAL INVENTORS:

(4) INVENTOR'S SIGNATURE: *Thomas Klenner*

Date: Feb. 16, 2008

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Im Kannengießer 4, D-55218 Ingelheim, Germany	

(4) INVENTOR'S SIGNATURE: *Thomas Becker*

Date: Feb. 16, 2008

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Passavantstrasse 26, D-80596 Frankfurt, Germany	

(5) INVENTOR'S SIGNATURE: *Peter Engels*

Date: Feb. 16, 2008

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Ludwig-Erhard-Straße 22, D-63486 Bruchköbel, Germany	

(6) INVENTOR'S SIGNATURE: *Jörgen Engel*

Date: Feb. 24, 2008

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
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(7) INVENTOR'S SIGNATURE: *Erik Bruynseel*

Date:

First	Middle Initial	Family Name
Residence	Belgium	BELGIUM
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Groeningestraat 51, B-8630 Harelbeke, Belgium	

(8) INVENTOR'S SIGNATURE: *Günther Kamp*

Date:

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Rotendorfweg 45, D-48149 Münster, Germany	

(9) INVENTOR'S SIGNATURE: *Kirsten Peters*

Date:

First	Middle Initial	Family Name
Residence	Germany	GERMANY
City	State/Foreign Country	Country of Citizenship
Post Office Address (Include Zip Code)	Osterstrasse 83, D-48163 Münster, Germany	



AUG. 01 2008

**DECLARATION AND POWER OF ATTORNEY**  
 (continued)  
**ADDITIONAL INVENTORS:**

## (3) INVENTOR'S SIGNATURE:

Thomas		Date:
First	Middle Initial	KLENNER
Residence	Ingelheim	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (include Zip Code)	Im Kannengießer 4, D-55216 Ingelheim, Germany	
		Country of Citizenship

## (4) INVENTOR'S SIGNATURE:

Thomas		Date:
First	Middle Initial	BECKERS
Residence	Frankfurt	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Pessavantstrasse 26, D-60596 Frankfurt, Germany	
		Country of Citizenship

## (5) INVENTOR'S SIGNATURE:

Peter		Date:
First	Middle Initial	EMIG
Residence	Bruckkobel	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Ludwig-Erhard-Strasse 22, D-83486 Bruckkobel, Germany	
		Country of Citizenship

## (6) INVENTOR'S SIGNATURE:

Johann		Date:
First	Middle Initial	ENGEL
Residence	Alzenau	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Erlenweg 3, D-63755 Alzenau, Germany	
		Country of Citizenship

## (7) INVENTOR'S SIGNATURE:

Erik		Date: 18/01/2008
First	Middle Initial	BRUYNEEL
Residence	Harelbeke	Family Name BELGIUM
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Groeningestraat 51, B-8530 Harelbeke, Belgium	
		Country of Citizenship

## (8) INVENTOR'S SIGNATURE:

Günter		Date:
First	Middle Initial	KAMP
Residence	Münster	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Rottendorfsweg 45, D-48149 Münster, Germany	
		Country of Citizenship

## (9) INVENTOR'S SIGNATURE:

Kirsten		Date:
First	Middle Initial	PETERS
Residence	Münster	Family Name GERMANY
City	State/Foreign Country	
Post Office Address (Include Zip Code)	Ostervorstadt 83, D-48163 Münster, Germany	
		Country of Citizenship



**DECLARATION AND POWER OF ATTORNEY**  
 (continued)  
**ADDITIONAL INVENTORS:**

## (3) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Ingelheim	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Im Kammengießer 4, D-55218 Ingelheim, Germany			

## (4) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Frankfurt	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Passavantstrasse 26, D-60596 Frankfurt, Germany			

## (5) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Bruchköbel	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Ludwig-Erhard-Strasse 22, D-63486 Bruchköbel, Germany			

## (6) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Alzenau	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Erlenweg 3, D-63755 Alzenau, Germany			

## (7) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Harelbeke	BELGIUM	BELGIUM	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Groeningestraat 51, B-8530 Harelbeke, Belgium			

## (8) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Münster	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Rottendorfsweg 45, D-48149 Münster, Germany			

## (9) INVENTOR'S SIGNATURE:

First		Middle Initial	Family Name	
Residence	Münster	GERMANY	GERMANY	
City		State/Foreign Country		Country of Citizenship
Post Office Address (Include Zip Code)	Oesterstrasse 63, D-48163 Münster, Germany			